# FAIRBANKS NOW REFUSES TO RUN

In Letter to J. B. Keating Reiterates "Irrevocable Determination Not to be Candidate.

CASE OF GOVERNOR CUMMINS

Secy. Loeb Says President Has Not Expresesd Desire to See His Name on the Ticket.

Chicago, June 17.-The promulgation of a letter from Vice President Fairbanks reiterating his "irrevocable determination" not to again be a candidate for the office he now holds, was the most important development of the day in connection with the vice presidential nomination. The letter was addressed to Mr. Fairbank's manager, Joseph B. Keating, and the full text

"Indianapolis, June 16, 1908. "My Dear Mr. Keating-I appreciate fully the compliment paid me by my friends in their insistence that I shall accept a renomination for vice president, yet my determination not to be a candidate again, as announced before the close of the last session of Congress through you, is absolutely irrevocable.

"My conclusion does not grow cut honor which any man may well covet, No one is obliged to step down to it. "I have enjoyed the great honor which came to me unsought and by the undivided voice of my party, for all of which I am profoundly grateful.
"This renewed expression of the con-

fidence of my friends touches me most deeply. They need no assurance that I have come to the conclusion I have deeply. They need no assurance that I have come to the conclusion I have reached deliberately, and I trust that the personal considerations which I have advanced will commend themselves to their approval. I am the more confirmed in the wisdom of my conclusion because of the fact that there is no party or public exigency which would seem to suggest a contract of the course.

'Accept for yourself and riends my grateful appreciation of our generous, unfailing and loyal support, I remain, faithfully CHARLES W. FAIRBANKS.

A similar letter was written by the vice president to Senator Hemenway. CASE OF CUMMINS.

La Fayette Young, delegate at large La Fayette Young, delegate at large from Iowa, today received a telegram from Seey. Loeb which stated that President Roosevelt had not expressed a desire to see Gov. Cummins' name on the ticket or that of any other party. Secy. Loeb's telegram was in response to a telegram from Mr. Young in which the latter asked for an explanation of the president's attitude on the vice-presidential nomination.

Mr. Young, who has neretofore been classed among the opponents of Gov. classed among the opponents of Gov. Cummins, said tonight that he would do nothing to prevent the latter's nom-

developments of the day did not

The developments of the day did not materially after the vice-presidential situation, and the opinion tonight is as it was this morning, that the nomination will go either to vice President Fairbanks or to Gov. Cummins.

The only possibility of New York's getting the second place on the ticket lay in a unanimous movement for some man. The last possibility of such unanimity apparently vanished today, and Chairman Woodruff announced that the delegation would not caucus at all. It was said today that a telegram to Edwas said today that a telegram to Edward Glines, who is regarded as Gov. ernor Guild's personal representative in the Massachusetts delegation, expressed the governor's intention to stand by his the governor's intention to stand by his vice-presidential boom until the last gun was fired. The lines have been drawn substantially between east and west in the situation, and New York being practically out of it, it became an interesting question whether the east could unite upon any man who could rally also support from west and south. In this connection the



FERD. T. HOPKINS, Prop., 37 Brest & mes Street, New York names of Gov. Gulld and ex-Gov. Mur

phy of New Jersey were most fre-quently mentioned.

The steady tendency of the day, however, was plainly toward the selection of a western man, and the names in the forefront tonight are those of Fair-banks of Indiana and Cummins of Iowa, with Fairbanks apparently in

he lead. The California delegation, in executive session today decided by unani-mous vote to cast its vote for George A. Knight of San Francisco for vice presi-dent. Other western states are expeced to get into line for Mr. Knight. The

Californians also count upon the sup-port of a number of southern delega-tions for Mr. Knight in return for the vote of that state today in opposition to the Burke resolution.

tion Convenes in American Fork -Washington Men to Talk.

(Special to the "News.") American Fork,June 18 .- The fifth annual convention of the Utah Postmasters' association convened in Amof any want of appreciation of the | erican Fork this morning. Owing to honor, for the vice-presidency is an the U. C. T. celebration in Salt Lake City, fewer representatives were in attendance than was anticipated, though it is expected that the evening trains will bring many more into this city. In the morning aditional delegations are expected. Governor Cutler was expected to arrive for the opening session but was delayed, though he will be here this evening. Representatives of the postoffice department from Washington will be here tomorrow morning and will address the conventendance are accompanied by their

wives. This morning's session was called to order by president of the association, Postmaster Odel of Logan. Bishop J. R. Hindley of this city offered prayer. To welcome the convention to this city in behalf of the townspeople generally and the commercial club in particular, the guests of which the convention members are J. H. Clark opened the sessions program of speechmaking. Postmaster A. L. Thomas responded, thanking the townspeople and the club for the hearty welcome exthe club for the hearty welcome ex-tended to the visiting postmasters. He said he was pleased that the conven-tion had gathered in Utah county, for it was in this county five years ago up-on the invitation of Postmasters Clove and Ross that the association was formed.

morning's addresses were livered by Postmasters Clove and Wil-son, the former in regard to the postal savings system and the latter respond-ing to the proposition in discussion. Following Postmaster Wilson, others present talked upon the matters, only subsiding at the hour of adjournment. A concent will be given this evening in the opera house by local talent as-sisted by Professors Lund and Reese

of Provo. of Provo.

The regular sessions of the convention will be resumed tomorrow morning and in the evening there will be a dance in the Apollo hall. Saturday a trip to American Fork canyon is released.

# BANKS MUST REPORT.

today sent out notices to the 55 state banks and three private banks doing

# TO WHITE HOUSE

Occasion Was the Cheering in Chicago Convention for Prest. Roosevelt.

THEY HELD A CONFERENCE.

Result of It May be Message from the President to Convention to Restore Normal Conditons There.

Washington, June 17 .- After word had been received at the White House that the cheering for President Roosevelt in the convention hall had continued for 45 minutes, Secy. Taft came over to the White House and with his usual good-natured smile hurriedly went into the president's office. Mr. Roosevelt had been carefully reading all the bulletins received at the White House and both he and Mr. Taft were fully informed of what was taking place in the convention hall.

One sentence in the president's bulletin impressed him very forcibly as indicating that all the delegates were not in fact carried away by the excitement. That was a statement that two-thirds of the delegates had retained their seats, but the conference between the president and Mr. Tafe hay result in some message being sent to the convention direct from the White ouse in order to restore normal con

TAFT KEPT IN TOUCH. . Taft was in communication with his managers in Chicago and kept apace with the situation as it developed from incident to incident, Reports from the committees to the con-vention, which had been forcasted in

and kept apace with the situation as it developed from incident to incident, Reports from the committees to the convention, which had been forcasted in the early private advices, were received with satisfaction both by the secretary and the president. There were important exchanges between Secy. Taft and his Chicago friends as to the platform, and especially as to the anti-injunction plank. The view here is that the plank will be retained in the platform as it was agreed upon tentatively. With every incident in the gathering in Chicago flashed to them on direct wires, President Roosevelt and Secy. Taft kept in constant touch today with the Republican national convention, had a brief conference, and each wound up the afternoon by drriving into the suburbs while the convention was still in session. All day long the wires brought news of what was transpiring in the convention. There were direct telegraph circuits from the convention hall to the executive offices of the White House and the private office of Secy. Taft, and a long-distance telephone in Mr. Taft's office as well. These permitted ready conversation with the officers at the convention. Apparently disinterested in the closing hours of the day's proceedings, the president and Mrs. Roosevelt drove from the White House late in the afternoon to the vicinity of Rock creek, northwest of the city, where they mounted horses and cantered over the smooth bridle paths amid the wild scenery that characterizes that vicinity. They left just after the great ovation to Mr. Roosevelt had exhausted itself, following 45 minutes of continued cheering.

cheering.

The president received bulletins from the convention while dressing for his ride, and after Secy. Taft had come to see him while the excitement in the Collseum was at its height and had gone back to the war department. Mr. Taft also went driving without waiting for the convention to adjourn.

Mrs. Taft manifested her keen interest in the proceedings at Chicago today by joining the secretary in his private office and getting at first hand the reports from Chicago. She remained throughout the session of the convention and scanned all the dispatches received.

# CUT OF LUMBER.

# PROPERTY OWNERS GET A BAD SHOCK

Boundary Lines on Lincoln Avenue Are Moved Back

SECOND SURVEY FOR WALKS.

Handsome Avenue of Stately Poplar Trees Will Have to Come Down If Lines Hold Good

There are dregs in the cup of happiness for the residents of Lincoln av enue below Ninth South. Over a year ago, they were assessed for sidewalks and surveyors arrived in due seaso and planted stakes in selected spots so that belated pedestrians could break their necks over them. Then for months an air of ponderous passivity hung over the district, unbroken by the sound of the contractors getting busy with concrete.

All of a sudden the rural peace was rudely shattered by a gang of vandals who ruthelessly tramped over new lawns and set their transits on what is calimed to be private property. Today, sticking up like mushrooms after a shower, are survey stakes driven in the lawns on the east side of the av enue below Ninth South street.

enue below Ninth South street.

At one fell swoop the new surveyors ignored the two previous surveys made, and moved the line back four feet, much to the consternation of property holders. Then the invaders lit their pipes, laughed coarse and snickering cachinnations, and faded from view after first threatening terms in the penitentiary more or less for those who had the temerity to pull up the stakes planted in this the second and one-half year of "American" maladministration.

As the old survey and fences have

As the old survey and fences have As the old survey and there is an avenue of poplar trees which will have to be removed providing the survey line is changed, all interested are sitting up straight and taking notice.

There is some talk of organizing a shotgun committee to wait on the paying gang when it appears; the more

ing gang when it appears; the more peaceful ones, however, are talking of securing an injunction in the courts, while the popular song right now is "Woodman Spare that Tree."

The scoffers, however, affirm that there is no need to worry as some residents in Salt Lake paid their sidewalk assessments years ago and have not yet seen the first step taken to-wards laying sidewalks. At the pres-ent rate, they affirm, the next generawill perhaps see sidewalks or

### BINGHAM RURAL CARRIERS.

Washington, D. C., June 18.—Joseph Cavannaugh has been appointed regular and Roy Hoppie, substitute, rural carrier, route one; Robt, Agkew, regular, and Hannah Askew, substitute, route two, at Bingham Canyon, Utah, Lillie G. Jarvis has been appointed postmaster at Bloomington, Bear Lake Co., Idaho, vice W. H. Piggot, removed.

# LETTERS IN MELLEN ESTATE.

vision of the Third district court this vision of the Third district court this morning by Joseph H. Mellen, asking for letters of administration in the estate of Martha Ann Mellen, deceased, who died in this city. Nov. 19, 1997. leaving property of the value of \$3,-650. The heirs are Joseph H. Mellen, husband of deceased, and Joseph W. and Frank Mellen, sons, and Editor M. Moorhouse, Flora Mellen, and Inez Leone Mellen, daughters of deceased.

# NEW INCORPORATIONS.

vided into \$5 shares. Jonathan Heaton is president of the company; John W. Seamon is vice president, and J. D. Roundy, secretary and treasurer. The company expects to handle the waters of Upper Kanab creek and tributaries and springs in Kane county.

The Metcalf Coal company filed articles of incorporation with the secretary of state today. American Fork is named as the principal place of business of the corporation, and its capital stock is fixed at \$100,000, divided into \$1 shares. James W. Metcalf is named as president of the company: Stephen L. Chipman, vice president; Samuel Stark, secretary; Elljah Cutler, treasurer.

### VOLUNTEERS ARRIVE.

This morning Mrs. N. W. Edson, wife of Capt. Edson of the Volunteers, ac rived in Salt Lake from Denver, and rived in Salt Lake from Denver, and will remain here during the time Capt. Edson is in charge of the Volunteer headquarters.

Last evening Dr. Sprague sent to the Volunteers a man named Charles Wheeler, of Boise, who is suffering with a bad cause of consumption. The man is in a precarious condition and while everything possible is being done for him, he is not expected to live many days.

### CHAS. LIVINGSTON DEAD.

Known Resident of Eleventh Ward Passes Away at His Home.

Charles Livington, familiarly known as "Uncle Charley," a resident of Salt Lake since 1855, died very unexpectedly home, 153 Seventh East screet While he had been alling for some time his condition was not considered at all cangerous, but at the hour indicated he was stricken with heart failure and expired suddenly. For a week he had been at home from his duties as bailin in Judge Morse's division of the district court, having taken the place a few months ago of Josiah Lees, who died in much the same way as did his successor.

few months ago of Josiah Lees, who died in much the same way as did his successor.

Charles Livingston was a Scotchman by birth, born in Lanarkshire, March 16, 1835. Be became a convert to the sospel when he was 14 years of uge, being baptized in May, 1849, by Elicer Paul Gauley. He held successively priesthood as follows: Teacher, seventy and high priest. He was for a time a president of the Elighteenth quorum of seventy and subsequently a president of the Eleventh ward Sunday school, and on Nov. I. 1891, was ordained a high priest, and set apart as first counselor to Bishop Robert Morris of the Eleventh ward.

For 36 years Mr. Livingston was an officer of the municipality, much of time being in the police department, he was an efficient officer, true to every trust and duty imposed upon him; in fact, that was true of him in every capacity of life, civil or ecclesiastical. He was honest and upright in all his dealings with his fellowmen.

In the early "nineties" Mr. Livingston succeeded the late James Moyle as superintendent of construction on the Sait Lake Temple, assuming that position after supervising the laying of street car lines in this city. For a number of years prior to becoming a bailiff of the district court Mr. Livingston was a desk sergeant at the police station, serving under several administrations.

The funeral will be held from the Eleventh ward meetinghouse, Friday, commencing at 2:30 o'clock. The remains may be viewed at the residence from 1 to 2 o'clock on that day. A special invitation is extended to the Indian War Veterans to attend the obsequies.

## HE FAILED TO PROVIDE.

Jennie Arrowsmith Brings Suit for Divorce Against Her Husband.

Jennie Arrowsmith, wife of David Arrowsmith, has filed suit in the Third Arrowsmith, has filed suit in the Third district court for divorce from her husband, charging him with failure to provide for his family. Plaintiff says Arrowsmith works continually and receives \$75 per month, but nothwithstanding his ability to support them he has failed to do so. The couple were married at Provo, November 3, 1898, and have one child, a girl, aged seven years, of whom the mother asks the custody. She also asks for \$75 court costs and permanent alimony, in addition to the right to use her maiden name of Jennie Epperson.

# DIEHL AS CHICKEN EXPERT.

Police Magistrate Will Say Whether Fowl Was Fair or Foul.

The question of whether or not a certain fowl was foul occupied the at-tention of Judge Diehl, several law-yers and a large crowd of spectators in court yesterday afternoon.

Thomas J. Nipper of the Palace meat

Articles of incorporation of the Alton Irrigation company of Alton, Kane county, Utah, were filed with the secretary of state today. The capital stock of the company is placed at \$15,000, di-

If the cat lived I intended to feed it the rest of the chicken,"

Mrs. Tatlock stated, in answer to a question by Attorney Gustin for the defense, that the cat did not die, but was quite poorly. Judge Diehl took the case under advisement until to-morrow afterway a

WEATHER REPORT

Forecast: Fair tonight; cooler,

SACRED HEART ACADEMY.

Forenoon in the School Auditorium.

(Special to the "News,5")

Ogden, June 18.-The commence

morrow afternoon

GRAND JURY PROCEEDINGS.

stated that the matter had been con-sidered some time ago and it was then decided that the two 'phones were nec-essary to the butchers and grocers. The association favored the Independent line until the Bell should meet the rates Without giving out the names of any of its witnesses the U. S. grand jury is continuing its settings in the Federal court building. Two men. A. C. Strong and a man from Bingham were paid off yesterday in full after completing testimony before the tribunal. It is expected that the session will last another week, and as yet no one has appeared to claim that an indictment is possible as an outcome. offered by the former. A committee of the Trades and Labor assembly of Og-den is investigating the fight against the Independent company and will re port pext Monday. GROCERY BURGLARIZED

den to join in the movement. The "News" representative this forenoon interviewed H. A. Sime, secretary of the Butchers & Grocers' association. He stated that the matter had been con-

Burglars entered the grocery store of Tribe & Jones, corner Twenty-third street and Washington avenue at an early hour this morning and took \$3 from the till. WATER CONTROVERSY.

Suit has been entered in the district court by North & Montgomery of North Ogden against Richard T. Barrett to recover seven shares of stock in the Rice Creek Irrigation company. nited States department of agricule, weather bureau, meteorological ret. Record at the local office, United thes weather bureau, for 2 4hours end-t at 6 a. m., today; Temperature at 6 a. m., 50; maximum, minmum, 48; mean, 56, which is 13 grees below normal. Total deficiency temperature since the first of the inth, 133. Accumulated deficiency of inperature since Jan. I, 117 degrees, ecipitation since first of month, 1,62 ch, which is 1,18 inch above normal teumulated excess since Jan. 1, 2,27 ches. Relative humidity at 6 a. m., per cent.

DEATH OF MRS. LOVE.

Mrs. Susan Love, widow of Caton Mrs. Susan Love, widow of Caton Love, died last night at her residence, 65 Twentieth street, of Bright's disease. She was born 65 years ago in England; came to Utah 36 years ago, and became a Latter-day Saint in 1883. Funeral will be held Friday at 11 a, m, in North Ogden meetinghouse. Remains may be viewed this evening at the late residence between 6 and 7 o'clock.

Commencement Exercises Held This

Just issued. Send to Deseret News Book Store, Salt Lake City, Utah, for a free copy. Special terms to dealers.

Ogden, June 18.—The commencement exercisese of the Sacred Heart academy held this foremonon in the school auditorium was attended by hundreds of people from the entire intermountain region. A splendid program was rendered. The gradulates were addressed by Rev. Father Cushnahan, A reception will be given the graduates this evening by the alumni association.

TELEPHONE CONTROVERSY.

The dentists, doctors and druggists held a semi-social function hast night, and adopted a resolution to dispense with one of the telephones—the Independent—as two were unnecessary in their business. They will also ask the JUAB MINING COMPANY, a Utah

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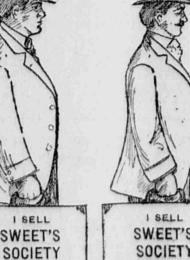


IDAHO



CHOCOLATES

WYOMING



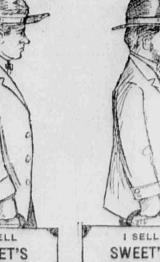








CHOCOLATES OREGON



SWEET'S SOCIETY CHOCOLATES CALIFORNIA



A jolly bunch of Successful U, C. T.'s, who have ample cause to be jubilant as a result of recordbreaking sales of this new confection that has won favor all over the west to such an extent that the Sweet factory is working day and night to meet the demand.